

**PATENT APPLICATION**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Jochen WONSCHIK *et al.*

Application No. 10/527,727

Examiner: Melissa S. Mercier

Filed: September 26, 2005

Group Art Unit: 1615

Customer No. 30448

Confirmation No. 8867

Attorney Docket No. 3968-150

For: COATED SPHERICAL SEAMLESS FILLED CAPSULES

**INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. §1.97(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the Duty to Disclose under 37 C.F.R. §1.56, the references cited on the accompanying forms PTO/SB/08A and PTO/SB/08B are hereby brought to the attention of the Examiner for independent evaluation. In accordance with the Rules in effect for applications filed after June 30, 2003, copies of U.S. patents and/or patent application publications are not enclosed. Copies of all non-patent references are enclosed herewith. The references were cited in the specification of the present patent application.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

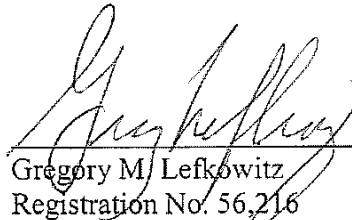
Applicants respectfully request that the listed documents be considered by the Examiner and made of record in the present application and that an initialed copy of forms PTO/SB/08A and PTO/SB/08B be returned in accordance with MPEP §609.

Certification

This Statement is being filed after the receipt of the first Office Action on the merits, but before a final Office Action or Notice of Allowance. Accordingly, Applicants hereby authorize the Commissioner to charge \$180.00 fee to Deposit Account No. 50-0951. No additional fees are believed due; however, the Commissioner is hereby authorized to charge any deficiency or credit any surplus to Deposit Account No. 50-0951.

Dated: February 7, 2007

Respectfully submitted,



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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number	10/527,727
Filing Date	September 26, 2005
First Named Inventor	Jochen WONSCHIK, et al
Art Unit	1615
Examiner Name	Melissa S. Mercier
Attorney Docket Number	3968-150

Sheet 1 of 1

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	1	US- 4,481,157	11/06/1984	Morishita, et al	
	2	US- 4,517,216	05/14/1985	Shim	
	3	US- 4,251,195	02/17/1981	Suzuki, et al	
	4	US- 5,300,305	04/05/1994	Stapler, et al	
	5	US- 6,200,603	03/13/2001	Rowe, et al	
	6	US- 6,258,380	07/10/2001	Overholt	
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**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> "Number" "Kind Code <sup>5</sup> (if known)				
	1	WO 03/055587 A1	07/10/2003	Dragoco Gerberding & Co.		
	2	WO 96/29986	10/03/1996	The Procter & Gamble Comp		
	3	WO 00/51574	09/08/2000	Banner Pharmacaps, Inc.		
	4	WO 03/045166 A1	06/05/2003	V. Man Fils		

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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